

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

INNOVATIVE SOLUTIONS  
INTERNATIONAL, INC.,

Plaintiff,

v.

HOULIHAN TRADING CO., INC., *et al.*,

Defendants.

CASE NO. C22-0296-JCC

MINUTE ORDER

The following Minute Order is made by direction of the Court, the Honorable John C. Coughenour, United States District Judge:

Having reviewed the parties' proposed pretrial order (Dkt. No. 290), the Court concludes that supplemental briefing is required to fully understand the "common answers apt to drive the resolution of [this] litigation." *See Wal-Mart Stores, Inc. v. Dukes*, 564 U.S. 338, 350 (2011). At issue is Defendant Houlihan's private Consumer Protection Act ("CPA") crossclaim, RCW 19.86.020, against Defendant Pilgrim's. In the pretrial order, Pilgrim's objects to this crossclaim, arguing that Washington law precludes out-of-state plaintiffs from asserting CPA claims against out-of-state defendants. (*See* Dkt. No. 290 at 4.)

Accordingly, the Court seeks supplemental briefing from Houlihan and Pilgrim's regarding the following: (1) whether Houlihan's CPA crossclaim against Pilgrim's fails as a

1 matter of law; and (2) if so, under what procedure would the Court dismiss this crossclaim at this  
2 point in the proceeding.

3 Houlihan and Pilgrim's shall each submit a supplementary brief on this issue, not to  
4 exceed six (6) pages of argument, no later than Friday, November 22, 2024.

5 DATED this 15th day of November 2024.

6 Ravi Subramanian  
Clerk of Court

7 s/Kathleen Albert  
8 Deputy Clerk